

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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In re	Chapter 9
CITY OF DETROIT, MICHIGAN,	Case No. 13-53846
Debtor.	Hon. Steven W. Rhodes

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**NOTICE OF PROPOSED ORDER APPROVING  
THE STIPULATION MODIFYING DEADLINE FOR  
THE OFFICIAL COMMITTEE OF RETIREES, RETIRED DETROIT  
CITY EMPLOYEES ASSOCIATION AND THE RETIRED DETROIT  
POLICE AND FIRE FIGHTERS ASSOCIATION, AND THE DETROIT  
RETIREMENT SYSTEMS TO  
FILE BRIEFS IN SUPPORT OF CONFIRMATION**

**PLEASE TAKE NOTICE OF THE FOLLOWING:**

The Official Committee of Retirees of the City of Detroit, Michigan (the “Committee”), the Detroit Retired City Employees Association and the Retired Detroit Police and Fire Fighters Association, and the Detroit Retirement Systems have filed a proposed order approving a stipulation with the City of Detroit for the limited purpose of extending their deadline to file briefs in support of confirmation to August 4, 2014 and supplemental response briefs on or before August 15, 2014, attached hereto as Exhibit 1.

Dated: July 29, 2014

By: /s/ Carole Neville

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**EXHIBIT 1**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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In re	Chapter 9
CITY OF DETROIT, MICHIGAN,	Case No. 13-53846
Debtor.	Hon. Steven W. Rhodes

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**ORDER APPROVING THE STIPULATION MODIFYING THE  
DEADLINE FOR OFFICIAL COMMITTEE OF RETIREES, THE  
RETIRED DETROIT CITY EMPLOYEES ASSOCIATION AND THE  
RETIRED DETROIT POLICE AND FIRE FIGHTERS ASSOCIATION,  
AND THE DETROIT RETIREMENT SYSTEMS TO FILE THEIR BRIEF  
IN SUPPORT OF CONFIRMATION OF THE  
CITY'S PLAN FOR THE ADJUSTMENT OF DEBTS**

The Stipulation Modifying Deadline for the Official Committee of Retirees, the Detroit Retired City Employees Association and the Retired Detroit Police and Fire Fighters Association, and the Detroit Retirement Systems To File Their Briefs in Support of Confirmation of the City's Plan for the Adjustment of Debts (the "Stipulation"), attached hereto as **Exhibit A**, having been entered into by the City of Detroit and the Official Committee of Retirees appointed in the above-captioned chapter 9 case, the Detroit Retired City Employees Association and the Detroit Retired Police and Fire Fighters Association, and the Detroit Retirement Systems;

the Court having reviewed the Stipulation; and the Court being fully advised in the premises;

IT IS HEREBY ORDERED THAT:

1. The Stipulation is APPROVED.

**EXHIBIT A**

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

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In re	Chapter 9
CITY OF DETROIT, MICHIGAN,	Case No. 13-53846
Debtor.	Hon. Steven W. Rhodes

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**STIPULATION MODIFYING DEADLINE FOR THE OFFICIAL  
COMMITTEE OF RETIREES, THE DETROIT RETIRED CITY  
EMPLOYEES ASSOCIATION AND THE RETIRED DETROIT POLICE  
AND FIRE FIGHTERS ASSOCIATION, AND THE DETROIT  
RETIREMENT SYSTEMS TO FILE THEIR BRIEF IN SUPPORT OF  
CONFIRMATION OF THE CITY'S PLAN FOR  
THE ADJUSTMENT OF DEBTS**

This Stipulation is made by and among the City of Detroit (the “City”) on the one hand and, on the other, the Official Committee of Retirees appointed in the above-captioned Chapter 9 case (the “Retiree Committee”), the Detroit Retired City Employees Association (the “DRCEA”) and the Retired Detroit Police and Fire Fighters Association (the “RDPFFA”), and the Detroit Retirement Systems (the “Retirement Systems”). The Committee, the DRCEA, the RDPFFA, the Retirement Systems and the City are collectively referred to herein as the “Parties”. By and through each of their undersigned counsel, the Parties have reached an agreement with respect to, and request the entry of an order approving, the following:

## **RECITALS**

A. The City has reached agreements and an agreement in principle with the Committee, the DRCEA and the RDPFFA, and the Retirement Systems regarding the treatment of “Pension Claims” and/or “OPEB Claims” (as such terms are defined in the Fourth Amended Plan for the Adjustment of Debts of the City of Detroit (May 5, 2014) (Docket No. 4392) (the “Plan”))<sup>1</sup> as described in the Plan and/or the Disclosure Statement, provided that (1) both Classes 10 and 11 vote to accept the Plan (and, with respect to certain of the Non-City Parties, Class 12); and (2) the funding contemplated by the State Contribution Agreement and the DIA Settlement is actually committed, subject to the fulfillment of the conditions that accompany such funding (the “Funding Commitments”). Nothing herein is intended to alter, amend, or expand those agreements or agreements in principle.

B. The Parties executed a stipulation dated May 9, 2014 (the “Original Stipulation”) that modified certain deadlines established by this Court’s Fourth Amended Order Establishing Procedures, Deadlines and Hearing Dates Relating to the Debtor’s Plan of Adjustment (Docket No. 4202) (the “Fourth Amended Scheduling Order”). The Original Stipulation was approved by Order of the Court entered on May 9, 2014 (Docket No. 4587). The Original Stipulation contained dates for the Committee, the DRCEA and the DRPPFA, and the Retirement

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<sup>1</sup> Capitalized terms not otherwise defined herein have the meanings given to them in the Plan, the Scheduling Orders or in the June Stipulation (defined below).

Systems to file and serve various papers and pleadings, including objections to confirmation and expert reports, which dates varied depending on certain contingencies, namely (a) the “Funding Commitments” and (b) Classes 10, 11 and 12 support for the Plan.

D. On June 9, 2014, the Court entered its Fifth Amended Order Establishing Procedures, Deadlines and Hearing Dates Relating to the Debtor’s Plan of Adjustment (Docket No. 5259) (the “Fifth Amended Scheduling Order”).

F. Pursuant to the First Amended Stipulation Modifying Certain Plan Discovery and Pleading Deadlines for Certain Non-Debtor Parties filed on June 20, 2014 [Docket No. 5473] (the “June Stipulation”), the Parties agreed that if on or before July 21, 2014, a tally of votes is filed in the Court showing that (a) Classes 10, 11, and 12 have voted to accept the Plan and (b) the Plan has not been materially modified to the detriment of Holders of Claims in Class 10, 11, or 12, then the Committee, the DRCEA and the RDPFFA, and the Retirement Systems may file in Court their brief supporting confirmation on June 22, 2014, among other pleadings and reports. The Court entered an Order approving the Stipulation on June 20, 2014 [Docket No. 5482]. The Committee and the Retirement Systems have complied with the dates for filing and/or serving their expert reports and witness lists.

G. At present, voting on acceptance or rejection of the Plan by all creditor classes has been reported. Although Classes 10, 11 and 12 accepted the Plan, certain unsecured creditor classes have rejected the Plan. In addition, the City filed its Fifth Amended Plan on July 25, 2014. [Dkt. No.6257]. The Committee, the DRCEA and the DPFFA, and the Retirement Systems have requested a brief additional time to file briefs in support of confirmation of the Plan in order to properly address issues that have been raised by creditors and other parties, particularly as those issues arise under section 1129(b) of the Bankruptcy Code now that certain classes have rejected the Plan and other creditors have reached settlements that affect the treatment of retiree claims. The Committee, the DRCEA and the RDPFFA, and the Retirement Systems also have requested the right to supplement the brief in support of confirmation if additional objections to the treatment of retirees claims are filed on or about August 15, 2014 in accordance with the Sixth amended Order Establishing Procedures, Deadlines and Hearing Dates Relating to the Debtor's Plan of Adjustment [Dkt. 6376].

H. In light of the above circumstances, the Parties have agreed to seek a revision of the deadline set forth in their prior Stipulations to extend the Committee, DRCEA and RDPFFA, and the Retirement Systems' time to file briefs in support of confirmation until August 4, 2014 and to provide the opportunity for the

Committee to file a reply on August 15 2014 to any supplemental objections to the treatment of retiree claims filed on or before August 12, 2014.

## **STIPULATION**

NOW, THEREFORE, it is hereby stipulated and agreed by and among the Parties, through their undersigned counsel:

1. The Committee, the DRCEA and the RDPFFA, and the Retirement Systems may file and serve its brief in support of confirmation of the City's Plan on or before August 4, 2014.
2. The Committee, the DRCEA and the RDPFFA, and the Retirement Systems may file and serve their briefs in response to supplemental objections that are filed against retiree claims on or before August 15, 2014
3. The provisions of the Sixth Amended Scheduling Order and the June Stipulation remain in full force and effect, except as modified by this Stipulation.

Dated: July 29, 2014

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Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

I, Carole, hereby certify that the foregoing document was filed and served via the Court's electronic case filing and noticing system on July 292014.

By: /s/ Carole Neville  
Carole Neville